

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY  
AVERAGE WHOLESALE PRICE  
LITIGATION

THIS DOCUMENT RELATES TO ALL  
CLASS ACTIONS

MDL No. 1456

CIVIL ACTION: 01-CV-12257-PBS

Judge Patti B. Saris

**NOTICE OF WITHDRAWAL OF PLAINTIFFS' MOTION  
FOR LEAVE TO TAKE ADDITIONAL LIMITED DISCOVERY  
AS TO DEFENDANTS JOHNSON & JOHNSON  
CENTOCOR, JANSSEN, McNEIL, and ORTHO**

Plaintiffs hereby advise the Court that they have withdrawn their Motion for Leave to Take Additional Discovery, filed on September 15, 2003, against Defendants Johnson & Johnson, Centocor, Janssen, McNeil and Ortho only. The Motion remains applicable against all other defendants.

DATED: September 26, 2003

By

  
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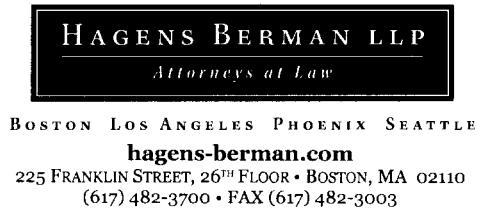
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**ADDITIONAL ATTORNEYS FOR  
PLAINTIFFS**

**CERTIFICATE OF SERVICE**

I hereby certify that I, Edward Notargiacomo, an attorney, caused true and correct copies of the foregoing Notice of Withdrawal of Plaintiff's Motion for Leave to Take Additional Limited Discovery as to Defendants Johnson & Johnson, Centocor, Janssen, McNeil and Ortho, to be served on all counsel of record electronically, pursuant to Section D of Case Management Order No. 2., this 26<sup>th</sup> day of September, 2003.

By:   
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September 26, 2003

**Via Hand Delivery**

Clerk's Office  
United District Court  
District of Massachusetts  
One Courthouse Way, Suite 2300  
Boston, Massachusetts 02210

Re: In Re: Pharmaceutical Industry Average Wholesale Price Litigation, MDL  
No. 1456

Dear Sir/Madam:

Enclosed for filing in the above-captioned matter please find the following document:

1. Notice of Withdrawal of Plaintiffs' Motion for Leave to Take Additional Limited Discovery as to Defendants Johnson & Johnson, Centocor, Janssen, McNeil and Ortho.

Please acknowledge this filing by date-stamping the enclosed copy of this letter and returning it to the waiting messenger. Thank you.

Very truly yours,

Edward Notargiacomo

Enclosure

cc: All counsel of record (Via VeriLaw)